Docket No.: 1422-0719PUS1

(Patent)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Applic	ation of: Noboru SAKAGUCHI	f at al		
	Nobolu SAKAGOCIII	ci ai.		
Application N	No.: 10/581,287		Confirmation	on No.: 3172
Filed:	February 6, 2007		Art Unit:	1655
For: COMPOSITION FOR INHIBITING THROMBOSIS		j	Examiner:	S. C. Hoffman
	REOUES	T FO	R REFUND	
	<u> KBQ CBB</u>			
MS 16 Commissione P.O. Box 145 Alexandria, V				
Sir:				
I. <u>REFU</u>	ND REQUEST			
This is	s a request for a refund with re	spect 1	to the charge to Dep	osit Account No. 02-2448
shown on the	statement for the month of Jan	uary 2	010 for the above-id	entified
\checkmark	application		patent	
	A copy of monthly statements	s is end	closed.	

Application No.: 10/581,287 Docket No.: 1422-0719PUS1
Page 2 of 4

II. FEES CHARGED FOR WHICH REFUND REQUESTED

		AMOUNT OF
		REFUND
		REQUESTED
	filing fee	
	search fee	
	examination fee	
	surcharge for filing the basic filing fee or oath/declaration on	
	a date later than the filing date of the application	
	(37 C.F.R. § 1.16(e))	
	extension of term	
	first month	
	second month	
	☐ third month	
	☐ fourth month	
	☐ fifth month	
	excess dependent claims	156.00
	issue fee	
	petition fee	
	patent maintenance fee	
	☐ first maintenance fee	
	□ second maintenance fee	
	☐ third maintenance fee	
	☐ patent maintenance fee surcharge	
	Other	
	excess independent claims	440.00
ТОТ	AL REFUND REQUESTED	\$596.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Applicants have previously paid the excess claim fees for both dependent and independent excess claims.

Application No.: 10/581,287 Docket No.: 1422-0719PUS1
Page 3 of 4

IV.	REFUND	OF 50%	OF FEES

enclosing a copy of the written Assertion of Small Entity State			
	filed herewith		
	filed on		

V. MANNER OF REFUND

It is respectfully requested that the excess fee of \$596.00 be credited to Deposit Account No. 02-2448.

VI. <u>REMARKS</u>

Claims 1-4, 17-19, and 21-36 are currently pending in the above application. The total claim count is currently 23 dependent claims and 5 independent claims.

On June 1, 2006, Applicants paid \$2,600.00 for 13 additional independent claims. On December 29, 2006, Applicants paid \$960.00 for 12 additional dependent claims. (See the attached payment vouchers as evidence of payment) Thus, the total count for which claims were previously paid is 32 dependent claims and 16 independent claims.

As customary during patent prosecution, some claims have been cancelled, and new claims have been added. Applicants' Amendment filed December 9, 2009, amended the claim count to the current total of 23 dependent claims and 5 independent claims.

On January 22, 2010, the USPTO improperly charged our deposit account for 3 extra dependent claims and 2 extra independent claims. (See attached copy of deposit account statement) Considering that the current claim count is well below the 32 dependent claims and 16 independent claims previously paid for, Applicants submit that the January 22, 2010, charges were in error and respectfully request that the monies be credited back to the deposit account from which they were charged.

Application No.: 10/581,287 Docket No.: 1422-0719PUS1

Page 4 of 4

In light of the prosecution history and evidence attached herewith, favorable action on the present Request is respectfully requested.

Dated:

AUG 27 2010

Respectfully submitted,

By

Craig A. McRobbie Registration No.: 42874

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road, Suite 100 East

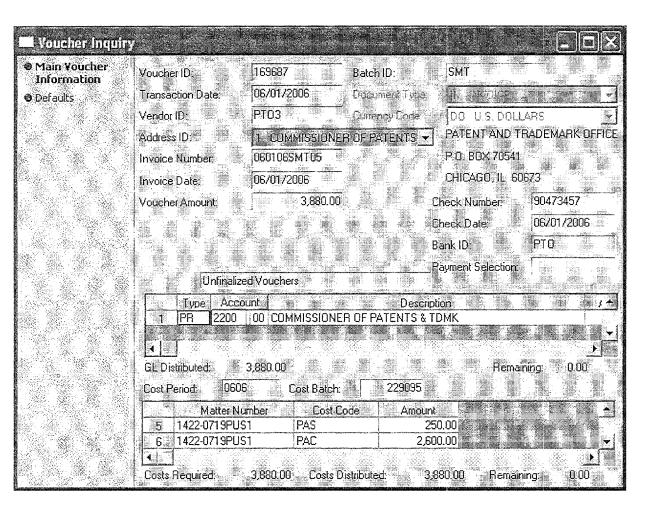
P.O. Box 747

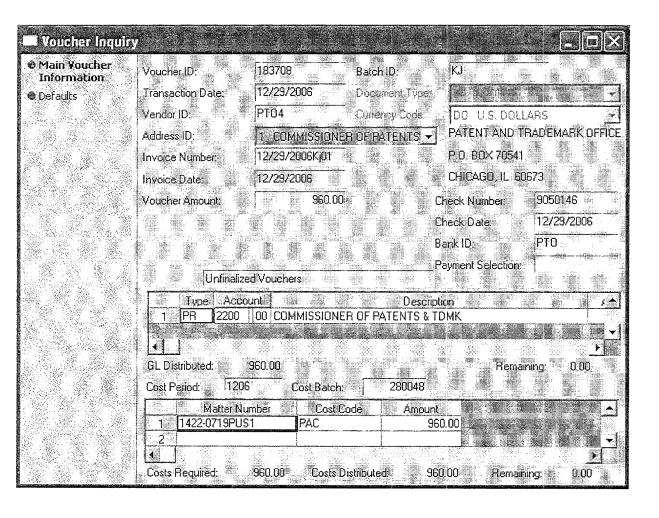
Falls Church, VA 22040-0747

703-205-8000

Attachments: Payment Voucher dated June 1, 2006

Payment Voucher dated December 29, 2006 Deposit Account Statement dated January 2010







Name:

BIRCH STEWART KOLASCH & BIRCH

Attention:

Street Address 1:

8110 GATEHOUSE ROAD

Street Address 2:

SUITE 500 EAST

Province:

City:

FALLS CHURCH

State:

VA

Postal code:

22042

Country:

UNITED STATES

Telephone:

703-205-8090

Fax:

Balance Amount:

BIRCH, STEWART, KOLASCH & BIRCH, LLP Jan 2010 Deposit Account Reconciliation

Date	Reference No.	Docket Number	PTO Fee Code	BSKB Cost Code	Fee
22-Jan	10581287	1422-0719PUS1	1202	DAC	\$156.00
22-Jan	10581287	1422-0719PUS1	1201	DAC	\$440.00